



04-16-03

RCE/3634

APR 15 2003

**Request
For
Continued Examination (RCE)
Transmittal**

Submission (b) of 35 U.S.C. § 132, effective on May 29, 2000,
provides for continued examination of an utility or plant
application filed on or after June 8, 1995.
See The American Inventors Protection Action of 1999 (AIPA).

Mail to: Box RCE
Assistant Commissioner of Patents
Washington, D.C. 20231

Application Number	09/873,481
Filing Date	June 4, 2001
First Named Inventor	Douglas J. Kerkvliet
Group Art Unit	3634
Examiner Name	Jerry E. Redman
Attorney Docket No.	C535.12-0002
Express Mail No.	EV 254756473 US

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

Note: 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53(d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes of Application Examination and Provisional Application Practice, Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

1. Submission required under 37 C.F.R. § 1.114
 - a. ☒ Previously submitted
 - i. ☒ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on March 11, 2003 (Any unentered amendment(s) referred to above will be entered).
 - ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on
 - iii. ☐ Other
 - b. ☐ Enclosed
 - i. ☐ Amendment/Reply
 - ii. ☐ Affidavit(s)/Declaration(s)
 - iii. ☐ Information Disclosure Statement (IDS)
 - iv. ☐ Other
2. Miscellaneous
 - a. Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required)
 - b. ☐ Other
3. Fees (The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed)
 - a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 11-0982.
 - i. ☒ RCE fee required under 37 C.F.R. § 1.17(e)
 - ii. ☐ Extension of time fee (37 C.F.R. §§ 1.136 and 1.17)
 - iii. ☐ Other
 - b. ☒ Check in the amount of \$ 375.00 enclosed

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APR 22 2003

GROUP 3600

Atty Name and Reg. No.	Z. Peter Sawicki 30,214	Signature: 	Date: <u>April 15, 2003</u>
Address	Kinney & Lange, P.A. THE KINNEY & LANGE BUILDING 312 South Third Street Minneapolis, MN 55415-1002		
Telephone	(612) 339-1863		
Fax	(612) 339-6580		

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

First Named

Inventor : Douglas J. Kerkvliet

Appln. No. : 09/873,481

Filed : June 4, 2001

Title : HYDRAULICALLY OPERATED
OVERHEAD DOOR

Docket No. : C535.12-0002

Group Art Unit: 3634

Examiner:
Jerry E. Redman

EXPRESS MAIL COVER SHEET

Assistant Commissioner for Patents
Washington, D.C. 20231

SENT VIA EXPRESS MAIL

Express Mail No.: EV 254756473 US

Sir:

EV254756473US

The following papers are being transmitted via **EXPRESS MAIL** to the U.S. Patent and Trademark Office on the date shown below:

1. Request for Continued Examination (RCE) Transmittal;
2. Fee Transmittal (in duplicate);
3. Check in the amount of \$375.00; and
4. Return receipt postcard.

Respectfully submitted,

KINNEY & LANGE, P.A.

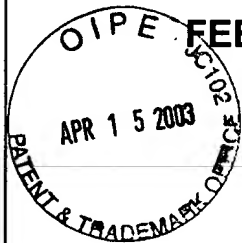
Date:

April 15, 2003

By

[Signature]
Z. Peter Sawicki, Reg. No. 30,214
THE KINNEY & LANGE BUILDING
312 South Third Street
Minneapolis, MN 55415-1002
Telephone: (612) 339-1863
Fax: (612) 339-6580

ZPS:RMR:bmg

**FEE TRANSMITTAL**Total Amount of Payment \$375.00**METHOD OF PAYMENT (Check One)**

1. ☒ The Commissioner is hereby authorized to charge any additional fee required under 37 C.F.R. 1.16 and 1.17 and credit any over payments to Deposit Account No.11-0982. Deposit Account Name: Kinney & Lange, P.A. A duplicate copy of this communication is enclosed

2. ☒ Check Enclosed**FEE CALCULATION****1. BASIC FILING FEE**

Large Entity Fee Code	Large Entity Fee (\$)	Small Entity Fee Code	Small Entity Fee (\$)	Fee Description
1001	750	2001	375	<input type="checkbox"/> Utility Filing Fee
1006	330	2006	165	<input type="checkbox"/> Design Filing Fee
1004	750	2004	375	<input type="checkbox"/> Reissue Filing Fee
1005	160	2005	80	<input type="checkbox"/> Prov. Filing Fee

Subtotal (1) \$0.00**2. EXTRA CLAIM FEES**

	Number Claims	Prior**	Extra	Fee from Below	Fee Paid
Total	*	-	*	=	*
Indep.	*	-	*	=	*
Multiple Dependent Claims			*	=	*

**Insert 3 and 20, or number previously paid if greater; Reissue see below

Large Entity Fee Code	Large Entity Fee (\$)	Small Entity Fee Code	Small Entity Fee (\$)	Description
1202	18	2202	9	Claims in excess of 20
1201	84	2201	42	Independent claims in excess of 3
1203	280	2203	140	Multiple Dependent Claim
1204	84	2204	42	Reissue Independent Claims Over Original Patent
1205	18	2205	9	Reissue claims in excess of 20 and over original patent

Subtotal (2) \$0.00Comp ☒ if Known

Application No.	09/873,481
Filing Date	June 4, 2001
First Named Inventor	Douglas J. Kerkvliet
Group Art Unit	3634
Examiner Name	Jerry E. Redman
Atty. Docket Number	C535.12-0002

FEE CALCULATION (Continued)**3. ADDITIONAL FEES**

Large Entity Fee Code	Large Entity Fee (\$)	Small Entity Fee Code	Small Entity Fee (\$)	Fee Description	Fee paid
1051	130	2051	65	Surcharge - Late filing fee or oath	*
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet	*
1053	130	1053	130	Non-English specification	*
1812	2,520	1812	2,520	For Filing a Request for Reexamination	*
1251	110	2251	55	Extension for reply within first month	*
1252	410	2252	205	Extension for reply within second month	*
1253	930	2253	465	Extension for reply within third month	*
1254	1,450	2254	725	Extension for reply within fourth month	*
1255	1,970	2255	985	Extension for reply within fifth month	*
1402	320	2402	160	Filing a brief in support of an appeal	*
1403	280	2403	140	Request for oral hearing	*
1814	110	2814	55	Terminal Disclaimer Fee	*
1452	110	2452	55	Petition to revive - unavoidable	*
1453	1,300	2453	650	Petition to revive - unintentional	*
1501	1,300	2501	650	Utility/Reissue issue fee	*
1502	470	2502	235	Design issue fee	*
1460	130	1460	130	Petitions to the Commissioner	*
1807	50	1807	50	Petitions related to provisional applications	*
1806	180	1806	180	Submission of Information Disclosure Statement	*
8021	40	8021	40	Recording each patent assignment per property (times number of properties)	*
1801	750	2801	375	Request for Continued Examination (RCE)	X

Other fee (specify) _____

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APR 22 2003

GROUP 3600Subtotal (3) \$375.00

Signature _____

J. Peter Sawicki

Reg. No. _____

30,214

Date _____

Apr. 15, 2003

Deposit Account No. _____

11-0982